

REMARKS

Prior to a first examination of the continuation application filed herewith, please enter the foregoing amendments and the following remarks.

I) Continuation Application

The application papers filed herewith are a true copy of the prior complete application filed on August 23, 2001 having Serial Number 09/939,403. This continuation application is filed under Rule 1.53(b) and claims the benefit of the Patent Application No. 09/939,403 filed August 23, 2001 under 35 U.S.C. 120 and 37 CFR 1.78(a) which claims the benefit of Serial No. 60/313,232 and its filing date of August 16, 2001. This application further claims the benefit of those applications listed in the cross-section to related applications section as amended herein.

A clean copy of the specification, for the purpose of scanning for publication, is enclosed herewith in a "Transmittal of Amended Specification For Scanning Purposes" which includes the amendments to the specification and claims made herein.

II) Title

Applicant has amended the title to --FIBER OPTIC MODULES WITH DE-LATCHING MECHANISM--.

III) Specification

In the Cross-Reference to Related Applications section, on page 1, line 4, the paragraph therein has been amended to reflect the related applications for this continuation patent application.

In Brief Description of the Drawings section, a brief description of Figures 4B, 4C, and 9A-9I has been added. The brief description of Figure 4 has been corrected to be a brief description of Figure 4A. The brief description of Figures 10A-10G has also been corrected.

In the Detailed Description section, at the end of the paragraph beginning on page 42, line 15, Applicant has added a sentence describing the pivot-arm actuator 2204' of Figure 29. Applicants note that the language of the amendment, describing the pivot-arm actuator 2204' (Figure 29), is identical (with exception of the reference numbers) to the description of the pivot-arm actuator 2204 (Figure 25) found in page 41, lines 1-2.

Applicant respectfully submits that these amendments to the specification have not added any new matter.

IV) Claims

Applicant has cancelled claims 1-37, 43-47, 51-53, 55-62, and 65-93 without prejudice, as these claims are pending in other applications for examination on the merits or have been allowed.

Applicant has added new claims 94, 95, and 96, corresponding to claims 94, 97, and 100 of the parent patent application, U.S. Serial No. 09/939,403, previously cancelled.

Accordingly, claims 38-42, 48-50, 54, 63, 64, 94-96 are now pending.

Applicant has amended claims 40-42, 54, and 63-64.

Claims 40-42 and 54 have been amended to add a hyphen between "bail" and "latch" to correct a typographical error in each so that the dependent claims are consistent with the term "bail-latch" in the respective claims from which they depend.

Claim 63 has been amended to clarify that when received in the first cage and the second cage, the first fiber optic module and the second fiber optic module have adequate spacing to allow the first bail latch delatching mechanism and the second bail latch delatching mechanism to rotate to a disengaged position.

Claim 64 has been amended to clarify that a means-for type of limitation is not specified.

These amendments to claims 40-42, 54, and 63-64 were not made for reasons related to patentability.

In the parent patent application, U.S. Serial No. 09/939,403, an Office Action was mailed on 06/04/03 rejecting the pending claims of this continuation patent application. In order to close prosecution of the allowed claims, these rejected claims were cancelled. The following are the prior art claim rejections:

In Section 2 of the Office Action mailed on 06/04/03 in the parent patent application, Claims 38-42, 48-50, 54, 63-64, and 95-96 (numbered 97 and 100 respectively in U.S. Serial No. 09/939,403) were rejected under 35 U.S.C. 103(a) as being unpatentable over US Pat. No. 5,901,263 issued to Gaio, et al. ("Gaio") in view of US Pat. No. 6,364,709 B1 issued to Dennis B. Jones ("Jones").

In Section 3 of the Office Action mailed on 06/04/03 in the parent patent application, Claim 94 was rejected under 34 U.S.C. 103(a) as being unpatentable over Gaio and Jones in further view of US Pat. No. 4,260,210 issued to Babuka et al. ("Babuka").

Applicant intends to respond to these rejections in a Supplemental Response.

CONCLUSION

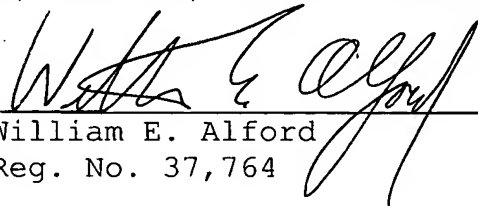
The Examiner is invited to contact Applicant's undersigned counsel by telephone at (714) 557-3800 should there be any questions.

Please charge any shortage in fees in connection with the filing of this paper to Deposit Account 02-2666 and please credit any excess fees to such deposit account.

Respectfully submitted,

BLAKELY, SOKOLOFF, TAYLOR & ZAFMAN, LLP

Dated: February 12, 2004

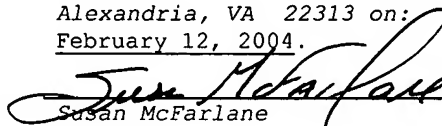


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Susan McFarlane
Date

2/12/04